



STATE OF DELAWARE
STATE FIRE PREVENTION COMMISSION
DELAWARE FIRE SERVICE CENTER

(302) 739 – 3160
FAX (302) 739 – 4436

1463 CHESTNUT GROVE ROAD
DOVER, DELAWARE 19904

STATE FIRE PREVENTION COMMISSION

Monthly Meeting

May 16, 2017

MEMBERS PRESENT

David J. Roberts, Chairman
Alan Robinson, Jr., Vice Chairman
Tom DiCristofaro
Ron Marvel
Lynn Truitt
Marvin C. Sharp
Joseph M. Zeroles

ALSO PRESENT

Patricia Davis, Deputy Attorney General
Patrick Matthews M.D., BLS Medical Director
Sherry Lambertson, Executive Specialist
David J. Truax, Investigator/Compliance Officer
Grover P. Ingle, State Fire Marshal
Robert P. Newnam, Director, State Fire School

GUESTS

Elizabeth Carey, Admin., SFPC
Ted Walius, DVFA
Richard Perillo, Brandywine Hundred Fire Co.
Warren Jones, DVFA
Elmer Steele, DVFA
W. Mike McMichael, DSEMSA
Anthony Spiezio, DTI

CALL TO ORDER

Chairman Roberts called the meeting to order at 9:00 a.m.

PLEDGE OF ALLEGIANCE

APPROVAL OF APRIL 18, 2017 COMMISSION MEETING MINUTES

It was moved by Commissioner Dicristofaro, and seconded by Commissioner Sharp that the minutes of the April 18, 2017 Commission meeting be approved. Motion carried by unanimous vote.

REPORT OF THE STATE FIRE MARSHAL

INFORMATIONAL ITEMS

Personnel Items

Fire Marshal Ingle updated the Commission on personnel matters. Donna Burnett, Administrative Specialist I will return from medical leave on May 22, 2017.

Joseph Moran, Fire Protection Specialist I has completed his 1 year probation and became eligible for promotion. He was promoted to the position of Fire Protection Specialist II on April 18, 2017.

Jennifer Adams has been appointed as a representative of the State Fire Marshal Office to the Delaware Burn Camp and will attend her first meeting this evening.

Collective Bargaining Unit – Deputy Fire Marshal Series

Fire Marshal Ingle updated the Commission with recent meetings held with regard to the Collective Bargaining Unit. Bargaining Unit 9 by current Statute include the Deputy Fire Marshal I – V. This will include the Chief Deputy Fire Marshal's and Assistant State Fire Marshal's. The State as well as the Fraternal Order of Police Lodge 3 has objected to the Deputy Fire Marshal's IV & V (Chief Deputy & Assistant State Fire Marshals) as they are Supervisor and according to the DE Code are prohibited from being represented for Collective Bargaining purposes. Fire Marshal Ingle was asked to participate in these discussions where he participated in mediation with the State and FOP to clarify what the Bargaining Unit consisted of. It was determined that it would consist of Deputy Fire Marshal's I, II and III.

Fire Injuries/Fire Fatality Update

Fire Marshal Ingle reported that Delaware remains at one fire fatality for 2017.

Other victims that remain in recovery or hospitalization:

Lewes Firefighter – Still recovering.

Dover Fire Victim – Critical condition at Crozer Hospital.

Limestone Hills Victim – Critical condition at Crozer Hospital with improving condition.

Fire Marshal Ingle reported on several fires statewide. The first was on May 13, 2017 in the Christiana District of the 400 Block of Feather Drive in Wellington Woods. There was heavy smoke showing from the 2 story structure upon arrival. There were 4 occupants in the house, ages 13, 18, 25 and 44. The 13 and 44 year old victims were treated and released. The 18 and 25 year old victims were transferred to Crozer where they are in critical condition with non-life threatening injuries. One individual suffered from respiratory arrest and the other three suffered from smoke inhalation. There were smoke alarms in the home and the individuals began exiting the home prior to the smoke alarms activating. The incident remains under investigation.

On May 8, 2017 in the Lewes District of 100 Carter Way at approximately 1:00 AM. Lewes arrived to heavy fire showing from the rear of 3 Townhouses. It eventually involved 5 townhomes. 5 occupants and 3 pets were able to get out. There was severe damage done and determined to be started by discarded smoking materials on the outside of the property. The fire started up the rear of the property and spread to the other dwellings.

On May 15, 2017 there was a large loss fire located on Hickory Street in downtown Frankford. It was located in a warehouse where employees were outside burning cardboard in a burn barrel. The embers from the burn barrel ignited some combustible materials nearby. The fire spread to the building and caused an extensive fire.

ASF Revenue Reduction FY '17

Fire Marshal Ingle reported that his agencies Appropriated Special Funds Revenue account was reduced by \$2 Million dollars. These funds were reduced from the operational account. The Office of Management and Budget pulled these funds for a possible revenue source in the FY '17 Budget. These were funds accumulated to supplement the agency for any salary shortfalls and operational needs during difficult times.

DTI Update

Fire Marshal Ingle reported that they worked with DTI on the Ransomware Virus concerns. Anthony Spiezio and his staff have done a good job identifying computers that may have not been up to date on spyware.

The rebuild of the new programs is moving along. Fire Marshal Ingle has a meeting scheduled next week with Terry Littlefield to discuss updates and to set up testing.

NFPA 20/22 – Training Class on May 17 & 18, 2017 at DSFS

Fire Marshal Ingle reported that his agency has been able to obtain two trainings through NFPA at no cost. These will include Fire Pumps and Private Water Systems.

NFPA 72 – Training Class on June 14, 2017 at DSFS through a NASFM Grant

On June 14, 2017 the National Association of State Fire Marshal's will have an NFPA 72 training class through a third party. The intent is to discuss dormitories and other types of facilities.

NFPA Fire Inspector II – June 6 – 8, 2017

Fire Marshal Ingle and his staff will participate as Instructors at the Fire School for the NFPA Fire Inspector II class from June 6 – 8, 2017.

New Castle County Water Issue

The water flow was checked at the New Castle County Division in February, 2017. At that time it was found there was not enough volume or pressure to meet the water flow requirements. Fire Marshal Ingle requested that his Technical Staff become more involved in this process. Artesian has done some site testing and determined where the problem may be. It is not on the site its self, so the repair responsibility is Artesian. They are putting together a work schedule to complete the project. Artesian will work directly with Facilities Management with regard to scheduling and repairs.

DFIRS Incidents Received

TOTAL STATE PARTICIPATION IN COMPLIANCE
75 %

DELINQUENT DEPARTMENTS

New Castle County	
Odessa	February – March
Townsend	February – March
Belvedere	November – December, 2016 & January – March 2017
Kent County	
Bowers	January – March
Camden-Wyoming	March
Cheswold	November – December, 2016 & January – March, 2017
Dover	March
Felton	March
Frederica	March
Houston	January - March
Magnolia	January – March
South Bowers	January - March
Sussex County	
Ellendale	March
Memorial	January - March
Roxana	January – February

OVERDUE REPORTS BY DAYS

30 Days	60 Days	90 Days	90+ Days
6	2	5	2

Source: DFIRS Incidents received as of 5/04/17.

REPORT OF THE STATE FIRE SCHOOL DIRECTOR

Director

- Life Time Instructor status awarded to Dottie Barber and Francis Passwaters at the Blades Fire Company Meeting.
- Student Injury – Climbing ladder, Knee, refused services continued in class
- AHA eCard Requirement for US Training Centers – required with Training Center renewal 6/2017
- DTI – DSFS has requested an application developer for enhancements to record system
- New Castle expansion project – Facilities Management is working with Artesian Water for needed site repairs.
- EMT charged ½ or full course rate, Company will be invoiced at the time of registration due to a recent collection concern.
- May 22 – Congressional Delegation AFG grant announcement is scheduled for 10:30 AM at the Fire School. Additional info to follow.

Staff Activities

- NY fire & life safety conf. - Montour Falls, NY – O'Malley
- GAAP/GMEN 2017 Advanced training – May 11th – Murabito
- Eastern Chiefs Conference – Rehoboth Beach – Baker, Miller (AV Assistance)
- NCC Recruit Class Graduation – May 30th, Station 15 – Brennan
- Presentation to Instructor Passwaters – Baker, Brennan, Ingram, O'Malley and Lowe

Programs/Courses

Figures in red are reference to last year's comparison of class attendance.

- Current Month
 - Firefighter Self Survival – 18 students
 - Hazardous Materials Tech. Course – 23 students (13)
 - Fire Instructor I Course – blended learning class – 11 students
 - Haz. Mat. Tech. 16 hr. Refresher - 5 students (6)
 - EVO – New Castle Division – 35 students (26)
 - Certification Testing
 - Haz. Material Operation - 6 students
 - Firefighter I/II – 11 students
 - Fire Officer 1 – 2 students
 - Fire Officer 2 – 2 students

Programs and Courses cont.

- Rope Rescue I – 19 students (21)
- NFA – Firefighter Health and Safety – 3 students
- Hazardous Mat. Tech – 24 hr. – 1 student (12)
- Mastering Unified Command (weekday program) 19 students
- Law Enforcement Fire Orientation – 34 New Castle recruits
- *Divisions Usage*
 - New Castle – 25 scheduled (11)
 - Kent – 7 scheduled (8)
 - Sussex 2 scheduled (3)
- Additions – Revisions
 - Junior Fire Camp – 3 day camp to learn Fire skills
 - Camp Fury Delaware – girls 13 to 17 – first developed in Tucson, Az. (Aug. 19-20)
 - Intro to Fire, EMS and Police
 - Fire Training Prop – lesson plan development, first programs Fire Awareness and behavior scheduled for May 23 (Theory) May 25 (Evolutions).
 - EVO class updated to the 2017 version – Brennan

EMS

- Current Month
 - CEU programs – 5 programs scheduled (15)
 - EMR class – KCD – 10 students
 - EMR weekday class – 11 students (11)
 - EMT weekday accelerated class – 17 students (20)

Public Education and Injury Prevention - Activity Report

- Current Month
 - Fire Safety Programs – 7 scheduled
 - DSFS Tours – 1 scheduled
 - Fire Safety Displays - 4 scheduled
 - Life Safety Programs – 5 events scheduled

Maintenance – Building and Grounds

- Completed the Fire Safety Building at Sussex Division
- Car Fire Prop in-service at Sussex Division
- Walkway installed around the Phase 5 Fire Training Prop
- Reconfigure the office area and staff offices to include computer testing area.

Financial

- 20678 Tuition Fund – 851,831.00
- Accounts receivable – 70,087.00
- Revenue Comparison
 - Tuition – 2017 – 80,135.00, 2016 – 64,993.00
- Special Funds Summary – The Special Funds Summary report was submitted to the Commissioners for review.
- Expenditure Report – The Expenditure report was submitted to the Commissioners for review.

Staff and Office Staff Meeting Minutes

Staff and office staff meeting minutes were submitted for Commission review.

REPORT OF BLS MEDICAL DIRECTOR

The flu is local activity in Delaware. Delaware has over 4,500 confirmed cases and 15 deaths statewide. Agencies should continue to follow their infectious disease policies.

Opiate Epidemic Update – The epidemic has become more complex with the introduction of Fentanyl (50 times more potent than morphine) and Carfentanyl (10,000 times more potent than morphine). The amount of Narcan to reverse these effects can be extreme.

There was a report of a police officer that touched Carfentanyl with his hand where it was absorbed. That was enough that he became unresponsive and needed multiple doses of Narcan to reverse the effects so he could awake.

In the absence of Narcan working, respiratory support is going to be of the utmost importance. Our EMS providers need to be aware of these possible conditions. Body surface isolation is very important. EMTs must wear gloves.

BLS Medical Director Cont.

Dr. Matthews thanked Commission Investigator Truax for being professional and thoroughly evaluating a recent case. He interviewed all of the persons involved in the investigation and clearly presented the findings to Dr. Matthews where he could then review the case. Dr. Matthews stated that this process has been extremely helpful.

REPORT OF THE INVESTIGATOR/COMPLIANCE OFFICER

28 Annual Ambulance Unit Inspections

0 New Unit Inspections

3 Complaints Received

1 Arrest Notifications were received.

0 Self Report

7 2016 Open Cases

4 2017 Open Cases

2016 – 4 Open Cases

2017 – 7 Open Cases

Request Closure on Case No. 1705. This was a patient care concern. After a thorough review, Deputy Attorney General Plerhoples and Dr. Matthews recommended that the case be dismissed against EMT Diana L. Stewart for reasons of prosecutorial discretion. EMT Stewart agreed to retake and has completed remedial training for Protocols and CPR set forth by Dr. Matthews. The Commission office has received notification that the required additional training has been completed. It was moved by Commissioner Dicristofaro, seconded by Commission Truitt to close case No. 1705 per the Deputy Attorney Generals recommendation. Motion carried by a unanimous vote.

Chairman Roberts is concerned with the cost the Fire School is taking on at providing remedial training for EMTs. Director Newnam will meet with Sherry Lambertson to create a fee structure and report back to the Commission at the June meeting.

REGULAR SESSION

ACTION ITEMS

Case No. 1706 – Consent Agreement

Deputy Attorney General Oliva presented the Consent Agreement for Case No 1706. It was moved by Commissioner Dicristofaro, seconded by Vice Chairman Robinson to reject the consent agreement.

Case No. 1706 – Consent Agreement cont.

After further discussion it was moved by Commissioner Dicristofaro, seconded by Vice Chairman Robinson to withdraw the motion.

It was moved by Commissioner Zeroles, seconded by Commissioner Marvel to accept the Consent Agreement Motion carried by a roll call vote.

Commissioner Dicristofaro -	No
Commissioner Marvel -	Yes
Commissioner Sharp -	No
Commissioner Truitt -	Yes
Commissioner Zeroles -	Yes
Vice Chairman Robinson -	Yes
Chairman Roberts -	Yes

Giving the Availability of EMT to Clock In Each Shift – Discussion – Commissioner Marvel

Commissioner Marvel suggested that the Commission correspond with the Office of Emergency Medical Services consider adding the ability for an EMT to clock in with each shift through the DMERS system. Commissioner Marvel has agreed to work with Diane Hainsworth of OEMS and report back to the Commission. This has been a concern that several commissioners have attempted to address over the years.

Commissioner Dicristofaro questioned the Chairman with regard to the Commission asking the Department of Labor about dictating the hours that an EMT can work. Commissioner Marvel stated that this has nothing to do with requiring anyone to clock in their hours. It merely will make available a tool for companies to use if they so choose. Commissioner Dicristofaro stated that he has in Claymont's rules that a full time employee cannot work anywhere 8 hours prior to coming to work for Claymont. The same requirement is not made of the part-time EMTs. Commissioner Marvel stated that you have no way of knowing/proving if your full time employee worked 8 hours prior to the shift at Claymont.

Commissioner Dicristofaro stated he's not sure that he wants to be able to prove it. Commissioner Marvel is concerned with a case coming before the Commission of an EMT that is negligent of duty for being too tired to work because of working at numerous places for extended hours. Commissioner Marvel responded that this is simply a tool for companies that would like to use it and not a mandate. Commissioner Dicristofaro stated that it will eventually become a mandate.

Commissioner Sharp stated that Paramedics are required to clock in and out of a shift. He also said that everyone has heard an EMT say they have to leave a shift at one station by a certain time so they

Giving the Availability of EMT to Clock In Each Shift – Discussion – Commissioner Marvel cont.

can report to the next station for work on time. Commissioner Marvel asks if that's fair to the department they are going to work for or the patients that they will be serving?

Eric Haley, EMS Representative of the New Castle County Chiefs Association addressed the Commission with concerns that he has with EMTs clocking in during work shifts. He feels the Commission wants to worry about someone is doing before or after they go to work. He asked if a paid and volunteer would be required to log working hours. Commissioner Marvel responded that the ability would be available. Mr. Haley said he will create a system that is even worse than it is now. It would be another unfunded mandate for the handful of people riding ambulances. He stated that the system only survives now because those individuals are working the hours that they work. Some of those individuals need to work that many hours to survive and support their family. Commissioner Marvel's response was "that doesn't help my patient any". Mr. Haley stated that the Commission is more likely to have an EMT in front of them because of a mistake and because of the incompetent individuals who are allowed to carry an EMT card, than a mistake because they are tired.

Commissioner Marvel stated that it was rumored that there was a fatal several years ago because an EMT fell asleep at the wheel after working 36 hours. Mr. Haley responded, "So you are going to have a volunteer clock in and out too?" Commissioner Marvel responded it would be required if the individual department so desires.

Commissioner Marvel stated that the Commission is giving the departments all of the tools to work with and it is up to them to use them. The Commission will be setting a parameter for an EMT to be able to clock in and clock out. It's the Commissions job to make an EMT as good as he or she can be.

Mr. Haley stated that he has the same requirement as Commissioner Dicristofaro at Claymont. He can't work 6 hours prior to working a shift. But, they have no way of tracking him. They would have to catch him at it. There are people that skirt the system all of the time. He then asked Commissioner Marvel how you make an EMT better by having them clock in and out?

Commissioner Marvel responded, you will know if they are working many different places and if they are too tired to give a standard of patient care. Mr. Haley asked Commissioner Marvel if he was prepared for the fire companies that will go out of business when EMTs can't work that many hours in a row. Commissioner Marvel asked if an EMT has to work 80 hours per week to make ends meet and is that fair to the patient. Working 80 hours per week and practicing their skills on patients? Mr. Haley responded yes. He does not believe that Commissioner Marvel can prove that there is a correlation between the number of hours worked and the care an EMT provides. Commissioner Dicristofaro agreed and said there is no documentation to prove this.

Giving the Availability of EMT to Clock In Each Shift – Discussion – Commissioner Marvel cont.

Commissioner Marvel stated that he is certain Dr. Matthews could tell you as a doctor the amount of hours an EMT works is a concern.

Mr. Hailey stated that are EMTs allowed to work, that he wouldn't care if they had 20 hours of sleep before they came to his house. He would tell his family to have that ambulance to leave if that individual showed up.

Commissioner Marvel stated that he is not making any assumptions. This is a tool for a company to use or not use. Mr. Haley responded that his point is someone will eventually mandate that it will be used.

Chairman Roberts stated that the Office of EMS has been approached to include it. This will be revisited when and if the DMERS addition is possible.

Marydel Fire Company Scratch Rate – Commissioner Dicristofaro

Commissioner Dicristofaro has concern with Marydel Fire Company's continual high scratch rate. This is a hardship to Hartly and Camden-Wyoming Fire Companies. After some discussion, it was moved by Commissioner Dicristofaro, seconded by Vice Chairman Robinson to have Marydel Fire Company attend the June Commission meeting and produce a six month correction action plan. Motion carried by a unanimous vote.

NEW BUSINESS

Delaware Burn Camp

Chairman Roberts would like to revisit what they responsibility of the Fire Prevention Commission is with regard to the Delaware Burn Camp.

REGULAR BUSINESS

No report at this time.

GENERAL INFORMATION

No report at this time.

CORRESPONDENCE

No report at this time.

MISCELLANEOUS INFORMATION

No report at this time.

REPORT OF THE COMMISSIONERS

Commissioner Joseph Zeroles

Commissioner Zeroles reported that he attended the Monthly Fire Prevention Commission Meeting.

Commissioner Ron Marvel

Commissioner Marvel reported that he attended the Monthly Fire Prevention Commission Meeting, Seaford Fire Department Meeting, FDIC Conference in Indianapolis, State Fire Chief's Meeting, REPLICA Meeting at the Office of Emergency Medical Services and Over the Edge for Special Olympics.

DATE OF NEXT MEETING

June 20, 2017 – 9:00 AM
Commission Chamber
Delaware Fire Service Center
1463 Chestnut Grove Road
Dover, DE 19904
SFPC Minutes
February 21, 2017
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ADJOURNMENT

It was moved by Commissioner Dicristofaro, and seconded by Commissioner Truitt that the meeting be adjourned. Motion carried by a unanimous vote. The meeting was adjourned at 10:24 a.m.

Respectfully submitted,

Sherry R. Lambertson

Sherry R. Lambertson
Executive Specialist

sl/